

March 11, 2013

Held _____ 20 _____

Mayor Lecklider called the Monday, March 11, 2013 Regular Meeting of Dublin City Council to order at 6:15 p.m. at the Dublin Municipal Building.

ADJOURNMENT TO EXECUTIVE SESSION

Mayor Lecklider moved to adjourn to executive session to discuss legal matters (to confer with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action), land acquisition matters (to consider the purchase of property for public purposes), personnel matters (to consider the appointment of a public employee or official) and specialized details of security arrangements.

Mr. Gerber seconded the motion.

Vote on the motion: Ms. Chinnici-Zuercher, yes; Mrs. Boring, yes; Mayor Lecklider, yes; Mr. Gerber, yes. (Vice Mayor Salay and Mr. Reiner joined the executive session in progress.)

The meeting was reconvened at 7:10 p.m.

PLEDGE OF ALLEGIANCE

Mr. Gerber led the Pledge of Allegiance.

ROLL CALL

Council members present were Mayor Lecklider, Vice Mayor Salay, Mrs. Boring, Ms. Chinnici-Zuercher, Mr. Gerber and Mr. Reiner. Mr. Keenan was absent (excused). Staff members present were Ms. Grigsby, Ms. Readler, Mr. McDaniel, Ms. Mumma, Chief von Eckartsberg, Ms. Crandall, Mr. Wagner, Ms. Ott, Ms. Puskarcik, Mr. Hammersmith, Mr. Hahn, Mr. Langworthy, Ms. Husak, Ms. Rauch, Mr. Goodwin, and Mr. Garcia.

PRESENTATIONS/PROCLAMATIONS

- Update re. the Presidents Cup and the Memorial Tournament – Dan Sullivan, Executive Director, The Memorial Tournament

Mr. Sullivan introduced Matt Kaminski, who is with the P.G.A. Tour. He is the Executive Director of the Presidents Cup, spent two years in Australia overseeing the event in Melbourne, and now lives in Florida where the P.G.A. is headquartered.

In regard to the Memorial Tournament, Mr. Sullivan reported the following:

- There is significant construction underway at the MVGC and they will soon extend an invitation to Council to view the grounds and new facilities.
- Over the next two to three weeks, information will begin to be shared in the marketplace regarding the Tournament.
- On April 24, the Legends Luncheon takes place at the Ohio Union. Dublin has supported this endeavor over the past three years and continues to do so. Jack Nicklaus and Jim Furyk will be present at the event, which will raise awareness and funding for the Nationwide Children’s Hospital Nicklaus Foundation.
- On May 10, the Benefit Concert will take place, which is also supported by the City of Dublin. This concert is scheduled a week earlier than in previous years, and will feature Don Felder of the Eagles.

In regard to the Presidents Cup, Mr. Sullivan reported:

- A big transition will take place after the Memorial Tournament, near the beginning of July. There will be significant numbers of temporary structures needed for the Presidents Cup and the summer will be spent building out the course so that it is ready for the Presidents Cup in October.
- Everything is going well, and they are progressing. In terms of hotels in Dublin for this event, they are sold out. Promotion is taking place in many markets. There are over 18 Licensed Travel Operators around the world who are promoting the event, which will bring international visitors to the Dublin community.
- The opening ceremonies will take place in downtown Columbus and they look forward to working with the City of Dublin to create a special event on Thursday night in Dublin.
- The dignitaries who will be a part of the event will be confirmed after the Tournament.

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- They will work with Dublin staff to create an environment where the leadership of Dublin will interact with these dignitaries throughout the week.
- Sales are outpacing what was anticipated. Much work remains, but they feel good about the progress.
- The expectations for Dublin for the Presidents Cup are very high, and they are confident they will be met or exceeded.

He offered to respond to questions.

Mayor Lecklider invited Mr. Kaminski to comment regarding his impressions of Dublin and the support being provided.

On behalf of the PGA Tour, Mr. Kaminski thanked everyone for the support they have given and will continue to give to the event. The support from Dublin, Columbus and the region is tremendous. The PGA looks forward to working with everyone. Mr. Sullivan is a great ambassador for Dublin, and he thanked Council for their support. He offered to respond to questions.

Mr. Reiner asked how Dublin was selected for this honor, in view of all of the fabulous golf courses around the world.

Mr. Kaminski responded that the quality of the MVGC is evident, and it was evident when the Ryder Cup was played at Muirfield in 1987. In addition, the support of the fans for events and the contributions Jack Nicklaus has provided to the Tour and the Presidents Cup were key factors in the selection.

Mayor Lecklider stated that Council is looking forward to the Tournament and the Presidents Cup.

• Update from Dublin Convention & Visitors Bureau – Scott Dring, Executive Director Mr. Dring provided the quarterly update, distributing a copy of their report. He praised Mr. Sullivan for his efforts in promoting Dublin and ensuring Dublin has a place at the table for this major event. In terms of the DCVB, they are all involved on committees for the Presidents Cup and will do their best to ensure Dublin's interests are represented. He thanked Council for their vision in supporting the Presidents Cup. The return on investment will be enormous, and the benefits will continue for years into the future.

He reported the following:

- The Bureau Board recently retained a national organization to review their effectiveness. An item that did come out of this review is the need for wayfinding for visitors to Dublin. He understands that there is a wayfinding analysis in process for the City. Their Board will support any efforts of the City in this regard.
- Major accomplishments for 2012 were attracting several new events to Dublin, as outlined in the report.
- Overall, the market for travel/tourism industry did well last year. The occupancy rate is up 3.5 percent and the average daily rate for hotel rooms was up 4.5 percent over the previous year. The average person visiting the City of Dublin spends \$96 per night for a room – the highest level since 2008.
- They are projecting small, incremental increases for the upcoming year.
- Research in regard to the "Irish is an Attitude" brand indicates that people want more Irish experiences. They created an "Irish Attitude Enhancement Program" and Council approved a grant program, funded through hotel/motel taxes, for local Dublin businesses to create new Irish products and experiences. It was launched in January, and 37 Irish experiences have been proposed for grant funds. Four grants have been made to date. The goal is to populate the community with unique Irish experiences for visitors to enjoy.
- They have had many new business opportunities, including new conferences coming to Dublin in years ahead. If conferences cannot secure enough hotel meeting space, they are partnering with businesses that have available conference meeting space in order to fill the hotel rooms.
- They have partnered with the Ohio High School Athletic Association state championships and the goal is to have attendees visit Dublin and stay in Dublin hotels during the tournaments, which are held at the Schottenstein Center in Columbus.

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Mrs. Boring asked for more details about Mezzo's offering of an Irish family dinner. Mr. Dring responded that this is a great example of a restaurant creating an Irish- themed experience. They have a chef from Ireland and plan to create a family Irish event to be held on the third Sunday of the month for the next six months, beginning with St. Patrick's Day.

Ms. Chinnici-Zuercher noted that there is a concluding recommendation that speaks to the next generation of the organization. She particularly likes the one that indicates, "We're the Destination" – and the Memorial Tournament and the Presidents Cup are good examples of this. She is hopeful that the City can move to that next phase of partnership with the Bureau, if there are opportunities to do so.

- Proclamation for Senior Master Sergeant Chuck Rudy

Chief von Eckartsberg noted that Officer Rudy has served with the Police Department since 1997. Officer Rudy recently retired from military service and received much acclaim at the awards ceremony, based on his high level of commitment and recognition. Given the significant accomplishments of Senior Master Sergeant and Dublin Police Officer Rudy, it is appropriate for the City to recognize him with a proclamation. Command Chief Wallace is also present and would like to make a presentation as well.

Mayor Lecklider presented Senior Master Sergeant Rudy a proclamation in recognition of his extensive accomplishments over his many years of service to the U.S. Air Force and the Ohio Air National Guard.

Eric Wallace, Command Chief of the 121 Air Refueling Wing stated that he is present tonight to help Officer Rudy recognize the City of Dublin for the kindness and support shown to him throughout his military service. The City of Dublin provides outstanding support to their employees who also serve in the military. He presented the City Manager and Chief von Eckartsberg with coins in recognition of the great support they have given to the military personnel who work for the City of Dublin.

Officer Rudy noted that he was not expecting this proclamation tonight. He concurred with the positive comments about support from the City of Dublin. The City recognizes veterans throughout the year at various ceremonies. Dublin goes above and beyond what is needed to let veterans know they care. He presented the City with the "First Sergeant Diamond Award" – an award given for the City's incredible support of City employees serving in the National Guard and Reserves.

Mayor Lecklider stated that this award is a testament to Dublin staff at all levels who support those employees serving in the armed services. It is a privilege to support these men and women who serve our country.

Ms. Grigsby added that the City has the ability to support those who serve in the military because of the staffing resources provided by Council within the budget. Dublin is fortunate to have individuals like Officer Rudy working for the City of Dublin.

- Proclamation for Business Appreciation Day

Mr. Garcia noted that Dublin's Business Appreciation Day will be observed this year on Friday, March 15. Six businesses will be visited by a team to recognize their investment and interest in the City. Recently, the Dublin Entrepreneur Center was relocated and some of the partners with the DEC will also be recognized. He introduced Chaz Freutel, Facility Manager to comment regarding the DEC.

Mr. Freutel stated that 85 companies are now housed at the DEC in the Metro Place location. For the past five years, Buffalo Wild Wings has been a sponsor and collaborator with the DEC. The DEC has been a public/private partnership from the outset, and the success of these partnerships enables the DEC to provide the extra services and resources needed and enjoyed by small businesses and visitors to them. Twice each month, Buffalo Wild Wings provides food for events held at the DEC and he estimates they provide complimentary food valued in excess of \$6-9,000 per year. These business partners are an integral part of the DEC.

He introduced Bruce Dewey, General Manager of Buffalo Wild Wings in Dublin, who will join him in accepting the proclamation from the Mayor.

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Mayor Lecklider presented a proclamation in honor of Business Appreciation Day to Mr. Dewey and Mr. Freutel.

- **Ohio Parks & Recreation Association Awards**

Mr. Hahn announced that Dublin's Parks and Recreation divisions received three 2012 Ohio Parks and Recreation Association (OPRA) Awards of Excellence at the 2013 OPRA Education Conference and Trade Show in Columbus, Ohio on Tuesday, February 26, 2013. Awards received included a first place for historical and cultural programs for the Thaddeus Kosciuszko Park; a first place for community wellness programs for Healthy Dublin; and second place for youth and family programs for Safety City Plus. Council commended staff for this recognition by the state association.

(At this point, Mayor Lecklider left Council Chambers for a photo to be taken in the lobby.)

CITIZEN COMMENTS

Eric Krause, 8606 Kirkhill Court stated that he requests that Council consider creating a Dublin Scioto Water Trail along the Scioto River. A water trail is where the trail is the waterway itself. It does not mean there is a land trail alongside of the waterway, but there is good access to the water at various locations, such as Dublin parks along the river. He suggested that Council review the information provided to the Clerk, which explains the water trail park in concept. After Council members have read the proposal, he suggested they consider the synergy the water trail would create with the Dublin parks along the trail, along the river and all the projects, such as river boxes and even businesses in Historic Dublin. He has presented this concept to the Parks & Recreation Advisory Commission and they agreed it was a great idea. Although not all residents would use the water trail, he believes an adequate number would use it and it merits consideration by Council and staff. The water trail concept would give Dublin the ability to offer even greater diversity in its outdoor recreational activities for its residents. The Scioto River is a great amenity, and the City should take better advantage of its presence.

CONSENT AGENDA

Vice Mayor Salay noted that eight items are proposed for action on the consent agenda. He asked whether any Council member requests removal of this item for further consideration under the regular agenda.

Mrs. Boring asked that Ordinance 19-13 be removed from the Consent agenda and heard under the regular order of the meeting. She is seeking some minor clarification regarding the ordinance.

Mr. Reiner moved approval of the action requested for the remaining seven items on the consent agenda.

Mr. Gerber seconded the motion.

Vote on the motion: Vice Mayor Salay, yes; Mr. Reiner, yes; Ms. Chinnici-Zuercher, yes; Mrs. Boring, yes; Mr. Gerber, yes.

Approval of Regular Meeting Minutes of February 25, 2013

Ordinance 23-13 (Introduction/first reading)

Accepting the Updated Estimated Average Per Acre Value of Land for Park Fees in Lieu of Land Dedication. (Second reading/public hearing March 25 Council meeting)

Resolution 08-13 (Introduction/vote)

Accepting the Best Bid for Rental of Certain City-Owned Land and Authorizing the City Manager to Execute an Agricultural Lease for Said Property.

Resolution 09-13 (Introduction/vote)

Declaring Certain City-Owned Property as Surplus and Authorizing the City Manager to Dispose of Said Property in Accordance with Section 37.08 of the Dublin Codified Ordinances.

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Approval of Final Plat – Vrable Healthcare (Case 13-002FDP/FP)

Approval of Final Plat – Wyandotte Woods, Section 7 (Case 06-109FDP/FP)

Approval of Final Plat – Lowell Trace, Section 2 – Lots 62, 63 and 64 (Case 12-088AFDP/FP)

(At this point, Mayor Lecklider returned to Council Chambers.)

SECOND READING/PUBLIC HEARING - ORDINANCES

Ordinance 17-13

Authorizing the Appropriation of a 0.155 Acres, More or Less, Storm Sewer Easement at 7460 Dublin Road from Matthew C. Wickline.

Mr. Hammersmith reported there is no change in the status since the first reading. Staff has not had any contact with Mr. Wickline in response to prior phone conversations and the good faith offer letter dated September 6, 2012. Staff recommends adoption of the ordinance tonight so that they can move forward with this acquisition.

Ms. Chinnici-Zuercher asked for clarification. Has there been no further communication with Mr. Wickline since September?

Mr. Hammersmith responded that he has had three phone conversations with Mr. Wickline, in follow-up to the letter, to respond to any questions or provide clarification. Mr. Wickline indicated he had received the documents, made some notations, and would get back to Mr. Hammersmith. However, staff did not receive any further contact from Mr. Wickline.

Ms. Chinnici-Zuercher asked what the next step in this process will be, should Council approve the ordinance tonight.

Ms. Readler responded that the legislation authorizes filing of the documents with the court to complete the acquisition so that the project can move forward.

Mrs. Boring added that staff has been diligent in working with Mr. Wickline on this process over many years, and this is the option available to resolve it.

Vote on the Ordinance: Ms. Chinnici-Zuercher, yes; Mrs. Boring, yes; Mr. Reiner, yes; Mayor Lecklider, yes; Mr. Gerber, yes; Vice Mayor Salay, yes.

Ordinance 18-13 (Amended)

Amending Sections 32.60 through 32.61 and Repealing Sections 32.70 through 32.78 of the Codified Ordinances of the City of Dublin, Combining the Duties and Functions of the Parks & Recreation Advisory Commission and the Community Services Advisory Commission into a Newly Configured Community Services Advisory Commission.

Mr. Hahn stated that this legislation has been brought forward in follow-up to discussion with Council regarding combining the duties of Parks & Recreation Advisory Commission and the Community Services Advisory Commission into one Commission – a newly configured Community Services Advisory Commission. The information provided in the packet contains all of the details. He offered to respond to any questions.

Mrs. Boring asked for clarification about who would actually select the members of any future task forces. This language is contained in Section 32.65 of the existing Code.

Ms. Grigsby responded that this section of the Code was not revised from what was adopted in 1999. Only the highlighted sections were revised. The entire Code sections related to PRAC are being repealed.

Vote on the Ordinance: Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mrs. Boring, yes; Vice Mayor Salay, yes; Mr. Gerber, yes.

INTRODUCTION/FIRST READING – ORDINANCES

Ordinance 19-13 (Introduction/first reading)

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Amending Chapter 99 of the City of Dublin Codified Ordinances (Wireless Communications Regulations). (Second reading/public hearing March 25 Council meeting)

Mayor Lecklider introduced the ordinance.

Mr. Langworthy indicated that staff has a brief presentation prepared, or can respond to questions from Council. He added that Chris Miller of the Law Department is present to respond to technical questions.

Mrs. Boring noted that she is seeking clarification regarding a number of items.

1. On Page 10 of the redlined version, are all conditional uses always submitted to Planning & Zoning Commission?

Mr. Langworthy responded affirmatively.

2. On Page 18, regarding signs and limitations of signage, why would there be need for any other signage other than the one that indicates the emergency phone number? The language in (d) indicates, "All other signs shall comply with the requirements of Chapter 153."

Mr. Langworthy responded that the only reason there are signs on these towers is to have the emergency phone numbers available for contact.

Mr. Miller state that, historically, there have been issues with signs at some of the sites that are very confusing. Many times, the warning or emergency signs have issues related to mowing grass near them. In the future, one sign is to be in place for contact party in emergency situations. Other signs could be misunderstood by the general public and would be inappropriate.

3. She asked if any other signs would therefore be warning signs.

Mr. Miller responded only if they are appropriate and required; otherwise, the signage should be limited to one sign as dictated by the City with the contact information, as approved.

4. The ordinance indicates, "All other signs should comply with the requirements of Chapter 153." If someone adds a sign and it complies with these requirements, what will then occur?

Mr. Miller responded that Chapter 153 is the City's sign code. Therefore, any other signs outside of that specific notification must comply with the City's sign code.

Under normal circumstances, there will be one sign – the emergency contact sign.

However, if someone wanted to post an additional sign, it must comply with the City's sign code. They would need to secure approval.

5. Mrs. Boring asked how it would comply, considering the structure. Generally, the size of the signage must relate to the size of the building.

Mr. Miller responded that, without reviewing the City's sign code and specifics of the individual site, the individual requirements cannot be determined. It could be a prohibition, depending upon what an applicant is requesting.

6. She noted that when this is reviewed by BZA for an appeal, the language indicates that additional testimony is not appropriate. Page 30 of the text indicates that when the case is reviewed by City Council, this rule would not apply. Is that correct?

Ms. Ray responded that for appeals presented to the BZA, the decision is based on whatever information was available to the administrative official who made the previous decision. The BZA uses this same information to determine whether the decision was made appropriately. If such a case is appealed to City Council, new information can be considered.

Ms. Readler added that this is consistent with what was done in the Bridge Street District. Council would be the final body to review a matter prior to a court of record, and therefore new testimony could be accepted.

7. Mrs. Boring asked if the term "temporary" means a 30-day period.

Ms. Ray responded that is not necessarily true for all cases. In reviewing the appropriate length of time, staff considered a couple of scenarios related to the wireless ordinance – whether it is an act of God or weather event, a special event, or other unspecified event. Staff would factor all of this in determining the appropriate length of time.

8. Mrs. Boring noted that, aside from these examples, there are several references, such as on page 36 under "General" – and there are other references to "temporary" throughout the documents.

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Ms. Ray stated that it is most likely 30 days unless otherwise specified or if circumstances warrant. Staff will ensure that it is clear which time periods apply to each specific temporary event.

9. On page 34, it indicates that BZA denies it, but a public hearing is allowed before the same BZA. Is that how it will operate?

Ms. Ray responded that the appeals process is reviewed by BZA, and it is a public meeting with notices.

10. The language indicates that, "or following a determination by the BZA that the tower or facility has been abandoned, the City may take whatever action that is lawful," Then it continues in Section (C) to indicate, "If the removal is appealed, a public hearing will be held before the Board of Zoning Appeals following the 90-day notice." Does this refer to the first appeal to BZA?

Ms. Ray responded affirmatively.

11. In regard to public notice, when the City authorizes a tower to be erected, are the property owners made aware of this?

Ms. Ray responded that the property owners are required to sign off on the application form itself, even if it is only a new antenna, to ensure they have been made aware of it. In many cases, the City is the property owner, given that these are often placed on water towers.

Mayor Lecklider stated that there will be a second reading/public hearing at the March 25 Council meeting.

Ordinance 20-13

Amending Various Portions of Chapter 96 (Parks and Recreation) of the Dublin Codified Ordinances. (Second reading/public hearing March 25 Council meeting)

Vice Mayor Salay introduced the ordinance.

Mr. Hahn stated that this ordinance includes several housekeeping updates to the Chapter, and also addresses issues that have been brought up in recent years. It has been reviewed by PRAC, by Legal staff, and various divisions and departments within the City. He offered to respond to questions.

Vice Mayor Salay stated that she recalls that Council had discussed making City ponds "catch and release" fishing only.

Mr. Hahn responded that was suggested. Staff believes that a better option is to ensure the City has the authority to place special regulations on an as needed basis. It could be done pond by pond. There are situations when it is beneficial to a pond for certain fish to be removed for reasons of overpopulation. The staff recommends amendments related to the means of catching fish. Previously, anyone could catch by net, by shock, or whatever. This amendment makes it specific that a traditional hook and line is permitted. If the City believes a certain pond should be designed as "catch and release" or that a certain species should be classified as "catch and release," this would allow that to occur on a pond-by-pond basis. This is the blanket regulation for all City ponds.

Vice Mayor Salay commented that this is in contrast to what was discussed earlier and will require a lot of monitoring by staff to determine which pond is over or under fished or which species will be "catch and release," based on overpopulation. How will this be enforced? It seems cumbersome for the City to regulate.

Mr. Hahn responded that if the City had concerns with the traditional hook and line fishing removing too many fish, the City might propose different language. Currently, the City seems to have a fairly good balance of fish populations. Most ponds were initially stocked and natural reproduction has ensued. One of the biggest fears of overharvesting was by means of netting or stinging of fish, which has been reported in the City previously.

Vice Mayor Salay asked how the City tracks the species that exist in each pond.

Mr. Hahn responded that the initial stocking records are the best source. There are some species that were not successful in the ponds, but traditionally, warm water Ohio fishes have survived – largemouth bass, blue gills and catfish – with occasional perch.

Mr. Reiner asked who can fish in the City ponds without a license.

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Mr. Hahn responded that anyone can fish in City ponds without a license. The state considers Dublin ponds to be private ponds, essentially, and any regulations would be local. The state has no legal status in this matter.

Ms. Chinnici-Zuercher asked about Section 96.28, which indicates that an organizer of an event in a park or recreation area must obtain a permit. Does this apply to the neighborhood parks as well as the larger ones?

Mr. Hahn responded that the concept does not apply to a gathering of neighbors in their neighborhood park. It does apply to those who have organized events, especially those that involve exchange of monies in the parks.

Ms. Chinnici-Zuercher stated that a homeowners association planning a picnic in their neighborhood park would not need a permit – is that correct?

Mr. Hahn responded that others could be in the park as well. However, if someone is renting a pavilion, they have exclusive rights to the pavilion.

Mayor Lecklider asked if the new Amberleigh North Park could be reserved for a picnic.

Mr. Hahn responded that the pavilion can be rented – so one renting a pavilion would have priority over an unscheduled group picnic. The parks are first come, first served. However, if one rents facilities, they have exclusive rights to its use, such as a pavilion.

Mayor Lecklider asked if the information is available online.

Mr. Hahn responded that any park amenities that can be reserved can be reserved through the online system.

There will be a second reading/public hearing at the March 25 Council meeting.

Ordinance 21-13

Adopting and Enacting a Supplement (S-33) to the Code of Ordinances for the City of Dublin, Ohio. (Request to dispense with public hearing)

Mr. Gerber introduced the ordinance.

Ms. Grigsby stated this is a housekeeping item, which codifies the legislation passed by City Council and by the state since the last update.

Vice Mayor Salay moved to dispense with the public hearing.

Mr. Reiner seconded the motion.

Vote on the motion: Mr. Reiner, yes; Mr. Gerber, yes; Vice Mayor Salay, yes; Mrs. Boring, yes; Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes.

Vote on the Ordinance: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mr. Gerber, yes; Vice Mayor Salay, yes; Mrs. Boring, yes; Mayor Lecklider, yes.

Ordinance 22-13

Rezoning Approximately 28.1 Acres Located on the West Side of Hyland-Croy Road, Approximately 1,030 Feet North of the Intersection with Brand Road and Mitchell-Dewitt Road, from R, Rural District to PUD, Planned Unit Development District (Celtic Crossing PUD) to Establish a 44-Lot Single-Family Detached Residential Development and 8.75 Acres of Open Space. (Case No. 12-082 Z/PDP/PP) (Second reading/public hearing April 8, 2013 Council meeting)

Vice Mayor Salay introduced the ordinance.

Mr. Goodwin noted this 28-acre site is located on the west side of Hyland-Croy, north of Mitchell-Dewitt Road. It is surrounded primarily by Glacier Ridge Metro Park to the north and west, and a few homes in Jerome Township to the south.

He noted the following:

- The site has frontage along Hyland-Croy Road as well as a small amount of frontage along Mitchell-Dewitt Road. It is also bisected by a tributary to the North Fork of the Indian Run and includes a stream corridor protection zone along that portion of the site. The site is also impacted by a high-tension power line easement that runs through a corner of the site.
- The proposed rezoning/preliminary development plan includes 44 single-family lots; seven of those are located to the east of the stream, and the proposed development text includes additional architectural requirements for those lots that would be visible from Hyland-Croy Road.

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- The proposed plan includes 8.75 acres of open space. The typical subdivision regulations would require at least 1.8 acres. Those open space areas include a 200-foot setback along Hyland-Croy Road as well as a variable width of 50 to 200-foot setback along Mitchell-Dewitt Road. The Community Plan generally recommends 100-200 foot setbacks along rural character roadways.
- The site includes 44 single-family lots, which is a density of 1.57 dwelling units per acre. The Community Plan recommends 1.5 units per acre for this site.
- The open space areas include three wet stormwater retention ponds.
- The site is also bordered by tree rows along the shared border with Glacier Ridge Metro Park to the north and the west, as well as trees along the existing stream. The development text includes a tree preservation requirement. The text also includes a proposed modification or waiver to the typical tree replacement requirements. This includes a tree for tree as opposed to inch for inch replacement as the Code requires. The primary location where trees are proposed for removal is for the stream crossing of a new street that would connect Hyland-Croy Road to Mitchell-Dewitt Road through the site, as well as a small number of trees in the southwest corner of the site to allow for improved site visibility at the intersection of the new Celtic Crossing Drive with Mitchell-Dewitt Road. That includes improved visibility to the Glacier Ridge Metro Park multi-use path, which crosses Mitchell-Dewitt Road to the west of the site.
- The development plan also includes two multi-use path connections directly to the Glacier Ridge path system – one to the north along the stream crossing. The applicant has also worked with Metro Parks to determine an alignment for a new path that would extend along the north edge of the site and connect to the existing path already in the Metro Parks, directly to the west of the site. In addition, the applicant has worked with Metro Parks to gain approval of another path that would run parallel to Mitchell-Dewitt Road and connect to the existing Metro Parks path system.
- The applicant is also proposing a marked pedestrian crossing at the new intersection of Celtic Crossing Drive with Hyland-Croy Road that would provide pedestrian access to the Dublin Jerome High School site.

Mayor Lecklider asked about the path to the north, and if this will be constructed at the applicant's expense.

Mr. Goodwin responded affirmatively. There will be an agreement with the Metro Parks regarding this item.

- The proposed development plan is accompanied by the preliminary plat, that is consistent with the requirements of the development text and the subdivision regulations.
- The plat indicates the location of the tree preservation zone and also indicates the location of the stream corridor protection zone. There are a small number of portions of lots along the stream that are included in the outer portion of the stream corridor protection zone. Engineering has reviewed this and found the requirements included in the development text to be acceptable.
- The plat also indicates the location of seven open space reserves that will be dedicated to the City and maintained by a forced and funded homeowners association.

He stated that Planning & Zoning Commission reviewed this application and recommends approval with eight conditions. Three of the conditions relate specifically to revisions of the development text, and these revisions have been completed. They have also made some minor modifications to the conceptual landscape plan, based on Planning & Zoning Commission conditions. The remaining conditions will be addressed at the final development plan stage.

The preliminary plat was recommended for approval with one condition, and that condition has been met. Planning staff recommends approval of Ordinance 22-13 at the second reading/public hearing on April 8, 2013.

Mayor Lecklider invited Council input.

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Ms. Chinnici-Zuercher asked about the tree waiver request. How is this proposal advantageous to the City?

Mr. Goodwin responded that the proposal is consistent with the City's requirements for building a street. The Community Plan actually shows a street in this particular location, including a stream crossing. The trees that will be impacted by this proposed street were anticipated to be removed. In terms of whether the modification to the tree preservation requirements is appropriate, that would be a question for Council to decide.

Ms. Chinnici-Zuercher summarized that the City had originally anticipated that trees would be removed because of a road that the City knew would be built at some point. Has it been the City's policy that in such a case the developer does not replace trees inch for inch but instead tree for tree?

Mr. Goodwin responded that it is not necessarily a policy. This approach has been undertaken with some other residential developments as well. This would not be the first time this approach has been taken.

Mr. Gerber commented regarding lots 35 through 40. Based on previous discussion at Council, he understood the direction to staff was to eliminate that type of design in which neighbors look directly into the backyards of other neighbors. The design and layout were to be more creative in order to avoid this scenario. He is disappointed to see this layout at this point in time. There have been recurring issues with such layouts in terms of trees and hedges and privacy issues.

Mr. Goodwin responded that the development text does indicate that in certain driveway and garage configurations – side loaded, for example – the rear edge of the pavement would require a hedge along the edge to avoid headlight trespass into the rear of the adjoining lots.

Mr. Gerber stated that his hope had been that future problems could be avoided at the layout stage of a development.

Mr. Goodwin stated that he is not familiar with this previous discussion. These cases occur throughout many developments when a new block is created and rear yards are shared. It is a common problem.

Ms. Chinnici-Zuercher stated that Mr. Gerber brings up a good point. While the City has experienced this type of layout in the past, Council had understood that the City would work to eliminate these issues in the future. There is yet another section to the left of this area that will have the same backyard situation. Perhaps one way to manage this would be in the text in relation to landscaping requirements for backyards. This is where the problems occurred previously, generating significant testimony at Council regarding resolution of the issues. It seems that the property owners will desire to have demarcation of their yard with something other than fencing. Somehow, language needs to be devised for the text that allows for this demarcation without having the appearance of a forest.

Mr. Goodwin asked if Council would like this considered as part of this development text, or as a consideration for future developments?

Mr. Reiner responded that he is not certain whether or not this can be injected into the text for this rezoning. What Council is asking of Planning staff going forward for a parcel such as this is to do a radial design so that houses are on cul de sacs. In the earliest phases of Muirfield, the layout was carefully done so that side yard and backyard landscaping were not needed to block a view of neighbors. Council wants the Planning department to nurture the design proposals to avoid the problems that have occurred previously.

Mr. Gerber agreed.

Mrs. Boring asked for clarification about the tree preservation waiver. Is this proposed to be done through the development text?

Mr. Goodwin responded that the applicant has proposed a development text that includes a modification to the tree replacement requirements.

Mrs. Boring stated that she cannot approve any development text that includes such a waiver. When any development occurs, there will be roads constructed and trees will be impacted. There is a need to replace the trees so that there is shade provided. She

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cannot support this proposal with the waiver included in the text. The waiver needs to be considered as a separate issue so that careful review can be done.

Ms. Chinnici-Zuercher asked why staff is recommending this process versus the standard separate request for such a waiver by a developer.

Mr. Goodwin responded that this is not the first time this approach has been taken. However, discussion has recently occurred with the City Manager's office about the need to have a separate process for the tree preservation waiver. This needs to be rectified.

Vice Mayor Salay reported that in her regular meeting with the PZC Chair, Ms. Groomes asked if Vice Mayor Salay would relay to Council the Commission's frustration with the tree preservation waiver process and the fact that a developer indicates a need for a waiver and Council approves it. There does not seem to be quantifiable criteria. Ms. Groomes suggested there be such criteria established, as there will likely be many trees impacted by future development, such as the future Riverside Park, and by invasive species, such as the Emerald Ash borer. There will be a need for more trees in the future because of these factors. If developers are not replacing trees on site in accordance with the requirements, they should contribute monies to the Tree Preservation Fund. Ms. Groomes indicated that the Commission believes this process should be much more formalized so that a developer will know from the outset what their contribution will be based on the criteria established.

Mrs. Boring noted that the Code includes a provision that if trees are not replaced inch for inch, there is a calculation for monies to be paid in lieu of the required replacement. Including such a waiver in the text does not provide for this monetary contribution to the Tree Preservation Fund. By granting such waivers, monies will not be accumulated in the Tree Preservation Fund to provide replacements for these ash trees. There is a need to look at this more carefully versus granting a waiver via the development text. This should be removed from the development text and treated as a separate item by Council.

Vice Mayor Salay pointed out that a developer may choose to do the layout of a site differently to preserve more trees if they are aware of the costs of replacing the trees. This is Council's traditional approach to development and something valued by Council. She will meet with Ms. Groomes and the Law Department to discuss this matter further. There have been sites where a developer has been cognizant of tree preservation during the layout, and other sites where this did not occur.

Mr. Gerber agreed, but would like to hear from staff about how the issue of tree preservation waivers has been handled over the years and what is best going forward. There are at times legitimate reasons that the City would allow a fee to be paid in lieu of tree replacement, but not a waiver of the requirements for tree preservation. There may be occasions when the fee should not be waived whatsoever. He wants to have a report from staff about the various scenarios and their views on how this process has evolved over the years. It sounds as if Planning & Zoning Commission has had discussion about this matter. He would like to have more information from staff.

Mrs. Boring recalled that in the past, when a waiver request was brought forward, all of the details were included – the inch for inch replacement calculation and the monies involved, and what was being requested. Council could make a determination when they were aware of exactly what level of waiver was being requested. In this case, such information is not available.

Mr. Gerber added that these have been handled on a case-by-case basis over the years. He was not aware these waivers were being included in the development text. A discussion is needed about why they would be included in the text.

Ms. Grigsby stated that as part of the review of these packet materials, staff did have this discussion, noting that waiver requests need to be brought to Council separately. In the past, if brought forward at the time of rezoning, the waiver requests have typically been handled at the same point on the agenda as the rezoning. In a case where the need for a waiver was recognized after the rezoning was approved, perhaps at the final development stage, a separate request was brought to Council with all of the detailed information.

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Staff has had discussion that these should be handled as separate items, especially for tracking purposes to ensure that the tree replacement fees are collected.

Mr. Gerber commented that perhaps this waiver was incorporated into the development text because it would in some way expedite the entire process. In the past, he recalls fee waivers for projects being considered at the same time as rezonings.

Ms. Grigsby stated that she is not aware of how many projects had the waivers included in the development text, but in this one, there was discussion at staff level regarding the need for waivers to be brought forward as separate requests.

Ms. Chinnici-Zuercher noted that the rezoning is scheduled for second reading/public hearing on April 8. Given this time period, can the language regarding the tree waiver be removed from the text so that the waiver can be considered separately on the same night? The request can then include the specific information that is generally provided for Council's review.

Mr. Gerber added that Council can certainly append conditions related to tree preservation at this preliminary plan stage as well.

It was the consensus of Council to have the tree waiver request considered separately from the rezoning on the April 8 Council agenda. Council can add conditions to the rezoning to address this matter, if desired.

Mrs. Boring asked for clarification. Is staff indicating that Council has previously approved such waivers within the development text?

Mr. Goodwin responded that there have been a few residential planned unit developments that have included modifications to the tree replacement requirements within the text. Staff can provide that information to Council as well.

Mrs. Boring stated that she is disappointed that staff allowed this to occur, in view of the fact that waivers to the tree preservation requirements were to be done for specific circumstances. There is a need to replace trees, as has been stated. She is hopeful that this situation does not occur in the future.

Mayor Lecklider invited the applicant to provide testimony.

Kevin McCauley, Stavroff Interests Ltd., 565 Metro Place South, Suite 480 commented in regard to the tree preservation waiver. Recognizing the need for a tree waiver request, they wanted to move the process along as quickly as possible. They went through the analysis with the Planning & Zoning Commission. Ms. Groomes' concern was that the site would be left with fewer trees at the end of the process. It was determined through analysis that – even with the waiver in place – with all the street trees and the other landscaping trees being installed, this site will end up with more trees than prior to development. It was not an issue of the applicant being harmed or not – they were looking at the site in its entirety and the outcome. The true benefit of the tree preservation policy is that trees are not removed and the site is not "harmed" by having fewer trees after development. Therefore, the tree waiver request was included in the text to help the applicant a cost basis so that they do not have to plant even more trees. They can provide the analysis to Council if desired. Planning & Zoning Commission did approve the text that included this waiver.

Mr. Goodwin commented that this is an accurate interpretation of the discussion at Planning & Zoning Commission. The discussion of whether or not street trees should be considered in this review was an issue. Typically, the street trees required to meet other portions of the Code would not factor into the tree preservation calculations. This is a different way of looking at the issue.

Ms. Chinnici-Zuercher agreed that, typically, the street trees required for development are not included in this computation for tree preservation.

Ms. Chinnici-Zuercher noted that a letter from the School District has been provided regarding the connection path at the north end. How will that appear?

Mr. McCauley responded that it will be the same type as the Metro Parks path in terms of width. The path crosses Hyland-Croy and runs all the way from the north end of the site,

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down along the creek bed on the front of lots 1 and 2, and across Hyland-Croy. At that point, there is open space between the path on that side of the road to the path fronting the high school. The path will be connected all the way to the high school path.

Ms. Chinnici-Zuercher asked what type of path this will be.

Mr. McCauley responded it will be a multi-purpose, eight or 10-foot wide path.

Ms. Chinnici-Zuercher asked how pedestrians will cross the street at this location.

Mr. McCauley responded there will be a marked crosswalk with flashers similar to those on Hyland-Croy at Tullymore Drive.

Ms. Chinnici-Zuercher stated that her concern is with the potential of the School District requesting a tunnel in this location in the future, and that funds should be set aside or bonded for this purpose.

Ms. Grigsby stated that there is a similar crossing further to the south. She is not aware of any discussion that would imply the Schools would make that request. Of course, they could do so in the future. However, based upon how the City has looked at Hyland-Croy in terms of development, staff would not recommend a tunnel at this location.

Ms. Chinnici-Zuercher added that this subdivision includes only 44 houses, which will not generate a tremendous number of people crossing the street in this location. As the west side of Dublin continues to develop, staff should continue to monitor future needs for tunnels, based upon additional elementary or middle schools to the system.

Ms. Grigsby responded that staff is not aware of any plans for an elementary school in this area, based on the Glacier Ridge Elementary being located just to the north.

Mr. Goodwin noted that there are physical constraints in the Hyland-Croy corridor itself in terms of the feasibility of a tunnel, given the depth of the water table. Engineering could speak to this issue in more detail.

Mayor Lecklider asked if staff is satisfied that the drainage can be handled on this site. His general impression in driving by this site is that the soil conditions result in standing water on a frequent basis.

Mr. Goodwin responded that as part of the preliminary development plan, the applicant was required to do a flood plain analysis. They provided sufficient information to Engineering staff and the staff is comfortable at this stage in the development process that stormwater will be handled adequately. Much more detail will be provided with the final development plan.

Mr. McCauley commented further in regard to the tree waiver request and the connections for the bikepath. One of their considerations was that a bikepath along Hyland-Croy was the requirement under the Code. They requested not to provide that path, but to provide instead all of the other connections as described. These are being done all at their cost, and they have posted a maintenance bond with Metro Parks for three years to maintain those paths. This is a \$40-50,000 path system and upgrade. They believe that the desire was to connect the high school paths with the paths on the west side of Hyland-Croy, and that was their focus. It is a benefit to the neighborhood as well. If they cannot obtain the waivers as requested, they may need to look at the other amenities they plan to provide.

Mayor Lecklider asked staff if they have clear direction about how Council would like to consider the tree waiver.

Mr. Goodwin responded that staff's understanding is that Council would like this removed from the text and treated as a separate consideration.

Ms. Chinnici-Zuercher added that this can be considered on the same night as the second reading.

Mrs. Boring stated that Council does need all of the computations regarding the tree waiver request in order to give consideration on April 8.

Mayor Lecklider stated that the applicant has indicated they have such information available.

Mr. McCauley responded that they have done a preliminary analysis of this and will complete it for the next hearing.

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There will be a second reading/public hearing of the Ordinance on April 8, 2013.

Ordinance 24-13

Authorizing the City Manager to Execute Necessary Conveyance Documentation to Acquire a 0.279 Acres (with 0.279 Acres as Present Road Occupied), More or Less, Permanent Multi-Use, Utility, Grading and Drainage Easement, a 0.012 Acres, More or Less, Temporary Easement, and a 0.020 Acres, More or Less Temporary Easement from Sumphan and Tanaporn Karuchit.

Vice Mayor Salay introduced the ordinance.

Ms. Ott noted that staff has begun negotiations with a number of property owners in the Brand Road corridor for the addition of a multi-use path. This ordinance will authorize acquisition of easements and some present road occupied at the appraised value of \$19,100. She offered to respond to questions.

There will be a second reading/public hearing at the March 25 Council meeting.

INTRODUCTION/PUBLIC HEARING/VOTE – RESOLUTIONS

Resolution 10-13

Authorizing the City Manager to Enter into a Broadband Services Agreement with Metro Data Center, LLC.

Vice Mayor Salay introduced the resolution.

Mr. McDaniel stated that every three years, the City makes a significant increase in broadband services purchasing due to the changing requirements of its own hosted solutions and bandwidth-heavy applications that the City deploys on an ongoing basis. Due to a combination of having to purchase the service in incremental allotments and the need to carry some additional capacity, the City currently has some excess capacity that will not be used in the immediate future. Due to this excess capacity and the City's servers now being located in the Metro Data Center, the City has the opportunity to lease some of that excess capacity to Metro Data Center for \$1,750 per month. This is similar to the City's lease of excess capacity of fiber optics. They are purchased in increments and cannot be used all at once. It provides the City the opportunity for revenue from the excess capacity until such time as the City may need it. This agreement does permit the City to pull that capacity back at such time when the City is ready to use it. The term of the agreement is three years, which is commensurate with the three-year lease agreement in which the City recently purchased the bandwidth.

Vote on the Resolution: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mayor Lecklider, yes; Mr. Gerber, yes; Vice Mayor Salay, yes; Mrs. Boring, yes.

STAFF COMMENTS

Ms. Grigsby reported that last Wednesday, a Joint Economic Development District informational session was held at the Marysville wastewater treatment facility. Several representatives from area townships were present and three City staff members attended. This was an educational update, similar to that which occurred last summer. Discussion indicated that the next step would be to schedule a meeting with a facilitator to begin to identify steps necessary to move forward.

Mayor Lecklider inquired how this might affect the City of Dublin.

Ms. Grigsby responded that it may not affect the City. The City would be interested in having the ability to participate in the JEDD through which the City could potentially be involved in the future development that may occur. The City might be able to capture some of revenues generated from the development, that are in addition to those needed for capital improvements within the JEDD district. There are many issues related to the City's participation due to the water and sewer agreement Dublin has with the City of Columbus. In addition, there is the potential for one of the townships not to approve the City of Dublin's involvement. Those issues are being evaluated.

Mayor Lecklider stated that at one time, he recalls discussion regarding entering into JEDD agreements related to the SR161/ US33/Post Road area. Is there anything imminent in this location that might involve the City of Dublin?

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Ms. Grigsby responded that she does not believe there is anything imminent, but acknowledged that this is part of the area that is being discussed.
Mayor Lecklider responded that it is prudent to continue to be involved in that discussion.

COUNCIL COMMITTEE REPORTS

- Special Committee re. Killed in Action (KIA) Memorial – Final Report and Recommendation

Mr. Gerber, Committee Chair stated that the Committee recommendation was provided in Council packets. He expressed thanks to staff members for their work in developing a proposed policy for KIA inclusion. Attachment A indicates the recommended Memorial design. The Committee wanted a design that was simple yet conveyed the intent to remember forever these fallen soldiers. The eternal flame near the top of the memorial projects that idea. The design lists the KIAs with the year of death only, and two quotes, one from General Pershing and the other from Abraham Lincoln. The inclusion policy, attachment D, was developed by staff after researching the practices of other cities and the protocol of the Department of Defense. Sixteen KIAs have been initially identified who meet that inclusion criteria and are part of the recommendation for approval. Future additional KIA inclusions will be approved by City Council, consistent with this inclusion policy.

Mr. Gerber moved approval of the recommendations of the Committee regarding the design of the KIA Memorial in the Dublin Cemetery, the inclusion policy, names for inscription and funding. He added that the final cost is lower than the amount budgeted for the project.

Mayor Lecklider seconded the motion.

Mayor Lecklider asked if the stained glass panel is conceptual or if this design is included in the recommendation for approval.

Mr. Gerber responded that it is included in the motion for approval.

Mr. Reiner stated that he appreciates Ms. Ott's and Mr. Hahn's work on this project. In a concise manner, the Memorial as proposed includes every Dublin resident who has been killed in action in the service of the country; symbols depicting all of the military branches; and an eternal flame image within a stained glass window. It will not require maintenance; can endure the test of time; will be colorful, as sunlight passes through the stained glass – a suitable memorial for those who have fallen.

Mr. Gerber asked staff to comment regarding the stained glass component.

Ms. Ott stated that the stained glass component is antiques glass, which has natural waviness and air bubbles. Staff reviewed several samples and is confident that the artist who designed this has offered a piece that is an appropriate complement to the site.

Mr. Gerber noted that the intent was to achieve a subtle, not bold, feature, in keeping with the theme and purpose of the memorial.

Mrs. Boring stated that she likes the glass design concept. How is it preserved from the elements?

Ms. Ott responded that the artist is employed by Franklin Art Glass, which has a long history of creating many quality pieces throughout Ohio. They have provided the City with a list of conservation recommendations, which staff has thoroughly discussed. In the event there would be damage to the stained glass, it can be replaced and is not a costly item.

Mrs. Boring stated that water freezing on the glass could be at risk. Will it be protected in some manner?

Ms. Ott responded that it is leaded glass and embedded within an 8-10 inch slab of granite. Some protection will be provided by that design.

Ms. Chinnici-Zuercher stated that she is pleased that the policy provides that Council will approve any future KIA additions, as that is the appropriate public venue that would inform the public of any new name that is added to the Memorial. She asked if staff approached Cullen Art Glass, the business located in Historic Dublin that completed the stained glass piece for The Ohio State University stadium.

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Ms. Ott responded that Franklin Art Glass was able to bring the expertise needed for the design phase and staff is comfortable with their selection. This is a small cost for the production of this piece. The artist is a Vietnam War veteran, who has spent the last 30 years as an artist in this line of work. Staff believes this artist is the right choice for this project.

Ms. Chinnici-Zuercher stated that it is unfortunate that the City did not offer this opportunity to a business that has existed in the Dublin community for over 20 years. She recognizes that Franklin Art Glass has a strong reputation and will do a good job, but she believes Dublin's local artist would have done so as well. She believes the Committee did a great job and she likes the design and the cost. Assuming the project is approved tonight, will this conclude the Committee's work?

Mr. Gerber responded affirmatively. Because the Committee met this past Tuesday, it was not possible to have the minutes completed for this Council packet. The intent is to have the KIA memorial ready for Memorial Day this year. The Committee members expressed their hope that the local veterans groups would take the lead on this project in terms of the actual Memorial Day ceremonies. Staff has indicated that would be the case.

Vice Mayor Salay complimented staff and the Committee on a great design and thanked them for their work.

Mrs. Boring thanked the Committee and staff, noting that Council looks forward to having this completed to honor the City's fallen soldiers.

Mr. Reiner also reported that, in view of the lack of supply of City cemetery plots, discussion took place about the possibility of having columbariums – plots of land for the disposition of ashes. Dublin is one of the few cities that does not yet offer this opportunity. The City of Worthington offers some very attractive sites around a church and within a church wall. It is also a means to expand the cemetery space and offer City residents the ability to use this cemetery. It is a very inexpensive option. Perhaps this could be discussed at Council's annual goal-setting retreat.

Ms. Chinnici-Zuercher stated that at one time, the City had a Cemetery Commission. Does that no longer exist?

Ms. Grigsby responded that the Commission no longer exists. However, Mr. Hahn will provide an update regarding the cemetery to Council within the next month.

Mayor Lecklider expressed his appreciation to everyone who worked on this project.

Vote on the motion: Mrs. Boring, yes; Vice Mayor Salay, yes; Mayor Lecklider, yes; Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mr. Gerber, yes.

- Administrative Committee - Council Retreat

Vice Mayor Salay, Committee Chair thanked Council members for participating in the retreat survey. Many topics were suggested. Ms. Chinnici-Zuercher also provided a memo to Council via e-mail. The hope is that the agenda can be formulated tonight for the retreat so that staff can prepare.

Mrs. Boring noted that Vice Mayor Salay had suggested earlier that some topics could be discussed at workshops, rather than at the retreat, and Ms. Chinnici-Zuercher's memo suggested a couple of topics that could be addressed in a workshop session.

Vice Mayor Salay stated that in previous years, Council had met in workshop format to discuss specific subjects in greater detail, and some of these topics could be covered in that manner, such as the sewer and water discussion. The full report on that subject will not be available until later in the year, and all that information is needed in order for Council to make good decisions. She requested Ms. Chinnici-Zuercher to comment regarding her suggestions for study session topics.

Ms. Chinnici-Zuercher stated that her suggestions followed the proposed retreat agenda on the second page of the memo from Ms. Ott:

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1. Bridge Street District Report. Council was told that a final report will be available late April and that a study session would be scheduled after that time to discuss those issues.
2. Bridge Street District - Dublin Village Center and parking garage – Mr. Foegler will provide information on this topic later this week. At this time, Council cannot determine if there will be a need to discuss this in a study session, or if it could be handled in a 30-minute discussion at another time.
3. Review of Council Goals – Only an update and direction to carry over goals is needed.
4. Global Engagement Strategy – This is a significant area of discussion. It has been included in this year's budget, and Mr. McDaniel has already joined the Columbus Partnership on one expedition. This is a major focus for the future, in addition to understanding how the City is working on retention of existing businesses. It will be important to have sufficient funding available for regional or state economic issues that could impact Dublin but also for some upcoming major projects. She envisions this as a two to four-hour discussion, and perhaps the majority of the retreat discussion.
5. Charter Review – To pursue this, there would be a need to set up a Charter Review Commission. This would require a 30-minute discussion regarding whether Council believes there is sufficient need for this in the near future.
6. Management of the City's personnel resources. This would be a Council-only discussion in executive session – personnel matters.
7. Next generation of parks, recreation and culture. This warrants some time and may lead to Council establishing some other task forces or focusing the discussion with the newly formed CSAC.

She believes these topics would comprise a full day of discussion for Council at a retreat.

Vice Mayor Salay stated that:

- Economic Development efforts in general -- not only the global economic development strategy -- would be a good discussion. It could include the international efforts, as well.
- Presidents Cup and International Hospitality Exchange – This would primarily consist of an update.
- Library Location and new City Hall Location and Investment – These are not new topics of discussion. The library is an ongoing discussion. There is the question regarding whether the new City Hall location should be within the Bridge Street District – would this be an appropriate retreat topic? Council needs to make a decision. If it will be in the Bridge Street District, this will shape the community in a different way.

Mayor Lecklider asked if the timing for that discussion is appropriate at this time. Is Council in a position to make that decision at the goal setting retreat?

Mrs. Boring stated that she does not believe a decision can be made at this time.

Mayor Lecklider noted that a discussion makes sense for the reasons stated, but he is not certain staff could be prepared to make recommendations.

Vice Mayor Salay responded that her desire is to keep this subject "on the radar." The Library topic, however, would be a good discussion. It is very important to the community that Council keeps this effort moving forward. Council had indicated interest in learning more about the Library's requirements. Perhaps a Library representative could be present for that discussion.

Mr. Gerber stated that he reviewed the retreat suggestions provided in the packet and Ms. Chinnici-Zuercher's list of suggestions. Using the latter, he believes items #1, #2 and #7 are clearly study session topics. That leaves items #3 through #6 as potential retreat topics.

Mrs. Boring stated that she agrees that #1 and #2 are study session topics; however, #7 should be a goal setting discussion in order to provide some additional direction. She would prefer that discussion occur soon.

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Mr. Gerber stated that at Council's last meeting, an individual spoke who presented some interesting new concepts for parks. Council directed staff to review these suggestions, including possible timing, and provide a report to Council.

Mrs. Boring responded that Council did direct staff to look into the ideas. The citizen also brought up other interesting concepts, and she believes Council indicated that it was time to begin looking at different approaches to parks and recreation in general.

Mr. Reiner stated that he believes that Council concurs with the need to consider different concepts for adult recreation. If the staff report is available for the retreat, it could be discussed at that time. The retreat discussion may be sufficient for further direction, but if not, it could then be scheduled for a committee discussion.

Mr. Gerber continued with his retreat agenda recommendations. Items #3 through #6 are not major discussion topics. The major topic, in his opinion, would be Global Engagement Strategy, which was discussed during last year's operating budget hearings. However, it would also be helpful to have an economic development update on what is occurring in central Ohio. Dublin has always been on the leading edge of this and needs to remain so.

Mr. Reiner stated that he agrees. The key is having a balance between the residential and commercial tax base. Tonight, there were three different residential development applications, which in essence mean an outward cash flow. In the past, the Planning Commission attempted to achieve a balance to ensure the City remained fiscally sound, although that may no longer be part of the Commission's review. It is likely Council's responsibility to be mindful of the balance between the tax base and expectations of the taxpayers. This topic is of interest to him.

Ms. Chinnici-Zuercher responded that she is not interested in a report on the City's economic development activities. Her focus is on the City's future strategy to ensure that the tax base meets the City's needs and what the role of Council is in supporting that strategy. Dublin is experiencing more aggressive competition now than existed 15 years ago. It is important for Council as the elected body to understand more clearly the strategy in order to improve its ability to verbalize that within the community. It is a different dialogue than "economic development" traditionally has meant. It is a larger thinking about strategy that includes global as well as the retention and growth of the City's core base.

Vice Mayor Salay stated that Council has consensus on including this topic for the retreat. Does staff have sufficient direction and understand what Council is seeking?

Ms. Grigsby responded affirmatively. She and Mr. McDaniel will discuss this, and if there is a need for additional follow-up with Council, they will do so.

Mayor Lecklider stated that at the joint work session on March 4, there was significant discussion concerning the City's financing capabilities for the three major initiatives in the Bridge Street District. The ability of the City to consider underwriting some of these major infrastructural improvements is the result of good planning and having funds in reserve for opportunities such as this. In regard to the Library, the I-270/US33/SR161 interchange, and the possibility of revisiting the US33/SR161/Post Road intersection, would the City have the ability to do those projects? Is it worthwhile to discuss how to prioritize those? Of course, the marketplace will determine what, if anything, occurs with those projects. The City is already contributing some funding to the I-270/US33/ SR161 interchange, but will the City have the money for that project to move forward, given the level of support needed for the proposed Bridge Street District projects?

Ms. Grigsby responded that, in part, this topic is addressed in the Five Year CIP update process where upcoming project schedules are re-evaluated and adjusted. Prior to those budget hearings in the summer, perhaps information could be provided to Council to provide better understanding about how those determinations are being made and the available funding sources. This could be included in the goal setting retreat discussion. Mayor Lecklider stated that because it is a matter of timing, when does staff need a decision from Council regarding the Bridge Street District projects? Will staff be seeking

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from Council conclusive decisions regarding those three major projects before the CIP budget consideration?

Ms. Grigsby responded that is possible. The report to be provided at the end of April will address or will prompt discussions related to that. Based upon the information from Engineering and how the private and public improvements work together, that information should be included in the report.

Mayor Lecklider stated Council is concerned about being informed in a timely manner about these other projects aside from the Bridge Street projects. Council does not want to learn during the CIP budget discussion that none of the other projects can be included in the five-year CIP because all the monies have been committed to the Bridge Street District, although that could be the decision Council might choose to make.

Mr. Gerber stated that he was hopeful that Council could take the report that will be provided within the next 30 days and schedule a work session to discuss issues with staff and make these decisions before the CIP budget discussions.

Vice Mayor Salay asked if the desire is to have that discussion outside of the goal setting retreat.

Ms. Chinnici-Zuercher stated that there are certain projects in which the City is not the exclusive decision-maker. As staff presents the opportunities, that has to be taken into consideration in the ultimate decision. This information will not be available for the retreat. A work session devoted to this topic would likely be preferable.

Mayor Lecklider asked if Council should proceed in that manner, would it allow time to satisfy the Bridge Street District timing issues?

Ms. Grigsby responded that she believes it will. As the Bridge Street process moves forward, if additional discussion with Council is needed, meetings will be scheduled for that specific purpose.

Mr. Reiner added that Council is concerned about the City becoming over-committed due to the massive size and costs of these projects. Council needs to be aware of the sequence of the timing and costs of these projects and the overall status of the City. This would help Council to make prudent decisions.

Ms. Grigsby responded that there are several significant projects on the horizon in different parts of the City. That is part of the overall fiscal analysis for the Bridge Street District as well as a review of all available funding sources and ability to do all the critical projects that will trigger additional development, which in turn will trigger additional revenue to support those projects.

Vice Mayor Salay summarized Council's intent for the retreat agenda:

8. Morning session will include a brief goal review and update and a session regarding economic development strategy, both local and global.
9. The afternoon session will include parks and recreation and next generation needs, with a "thinking big" approach. Parks and recreation opportunities have always been a hallmark of the City and its culture. With the public art program becoming more prominent within the City, this seems to be a topic that rises to a goal setting discussion.

Mrs. Boring concurred. The need is not to discuss details but to set a City goal.

Mr. Gerber stated that would be fine, but believes the discussion need not be lengthy.

[Vice Mayor Salay continued with agenda topics.]

10. Charter review – a 25-minute discussion.
11. City personnel resources – executive session discussion regarding the City Manager evaluation objectives. Vice Mayor Salay stated that it was her anticipation that this discussion would flow out of the goal setting discussion, as those strategic initiatives would then become goals for the City Manager.

Mrs. Boring asked if the Law Department would provide Council information about the process for a Charter review, and the associated details. With information provided in advance, the discussion would be more productive.

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Ms. Readler responded that Legal staff is currently working on a memo to provide that information.

Vice Mayor Salay reiterated that Council has indicated that they are interested in having some study sessions scheduled on off Mondays during the next few months.

Vice Mayor Salay noted that there was previous consensus that an outside facilitator was needed for the retreat. Staff has checked into the availability of Julia Novak on the dates considered, and she has indicated she is available on April 26.

Following discussion, Council consensus was to schedule the goal setting retreat on Friday, April 26.

Ms. Grigsby indicated staff would review the options for a meeting site.

Vice Mayor Salay thanked everyone for their input.

COUNCIL ROUNDTABLE

Mrs. Boring:

1. Stated that Council approved some plats earlier on tonight's consent agenda. She noticed that in the PZC minutes there was discussion concerning no build zones, and Mr. Hardt had stated that, "Given the fact that it backs up to a City park, it seems to cause no harm." She recalls that on several occasions, Council has indicated that property owners need to understand where the park begins and their yards end. Would it be advisable to make that note on the plat? Restrictions are sometimes included in footnotes at the bottom of the plat. This would help to ensure that property owners whose yards do back up to a City park avoid encroachment, with items such as play structures, into the park.

Ms. Chinnici-Zuercher asked if the park in question was the Metro Park.

Vice Mayor Salay responded that it was Red Trabue Park.

Ms. Husak clarified that in the final plat referenced – even though the depth of the no build zone was reduced, area remained in that zone in which no encroachment could occur, still maintaining a distance from the park.

Mrs. Boring inquired if a homeowner can place swing sets in the no disturb zone.

Ms. Husak responded that a swing set can be placed in a no build zone, but not in a no disturb zone.

2. Referred to the staff report concerning the Post Preserve Entry Feature landscape project. At their previous meeting, Council had inquired whether the developer had completed all the landscaping as required. She could not understand from the memo whether staff's response to Council's inquiry was affirmative or negative.

Mr. Langworthy noted that the only history staff was able to find indicated that the plan as initially submitted was to be located under an easement. The applicant was prohibited from locating a pond in an easement and had to remove it. This was handled through administrative approval. When the pond went through the easement, it cascaded some of the landscaping accordingly, but the required amount of landscaping was used.

Ms. Husak clarified that the current grant award is not being used to do something that the developer should have done.

Ms. Chinnici-Zuercher:

1. Stated that a number of people have asked if the water tower behind the Bogey Inn is intended to resemble a golf ball and how it will be painted.

Ms. Grigsby responded that it is not intended to appear as a golf ball, although it does have a similar shape. It is similar to the tower located by Tartan Ridge. The painting scheme has not been finalized. Current discussions are considering a temporary painting scheme that could reflect the Presidents Cup, but the typical paint would be used for the permanent scheme.

Ms. Chinnici-Zuercher inquired the anticipated completion date.

Ms. Grigsby responded that it is August 2013.

2. Reported that she and Mrs. Boring attended the Dublin Arts Council (DAC) reception last week for the new art exhibit. She encouraged everyone to visit it. The Bleu and Fig catering company has assembled a catering program specifically

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for the DAC facility, which they are making available for use during the Memorial Tournament and the Presidents Cup as an alternative way of entertaining guests. She has the informational brochure to share.

3. Congratulated the Dublin Board of Education on its selection of a new school superintendent who will begin this summer. He appears to be highly qualified with a diverse background.

Mr. Reiner, Dublin Arts Council Board liaison, reported regarding their March 8 Board meeting:

1. DAC is participating in a "Culture Now" program, and is one of 41 cities throughout the nation that is part of the Museum without Walls. Dublin is the only city in Ohio represented. The program will encompass a worldwide database, which will include and display Dublin art. This will soon be an iPhone and Android application.
2. Grants totaling \$15,200 were disbursed by the DAC to Dublin City Schools, Dublin Schools Music Boosters, and the Dublin Singers.
3. Food carts will be present at the "Sundays at Scioto" summer concert series. DAC will receive a percentage of the food cart proceeds.

Mayor Lecklider:

1. Referred to the water tower issue and cautioned that it is important to be sensitive to its location. While there may be a great event coming to Dublin, it is important to utilize the water tower as respectfully as would occur if it were located elsewhere.
2. Noted that the "Best Legs in a Kilt" contest moved to the Brazenhead this past Thursday. The participants were enthusiastic and it was a nice way in which to "kick off" the season in Historic Dublin. The winner was Garth Bishop, who offered a song for the occasion.
3. Reminded everyone that the St. Patrick's Day Parade in Dublin will take place on Saturday, March 16.

The meeting was adjourned at 10 p.m.

Mayor – Presiding Officer

Clerk of Council